THE HON'BLE SRI JUSTICE P.S. NARAYANA

W.P.No.17468 of 2006

Date : 22-8-2006

Between:

Smt.Ambothu Ambali,
W/o.Uppalaiah, aged
About 31 years, occ: Housewife,
R/o.Sri Ramagiri village,
Nellikuduru Mandal,
Warangal District. ..
Petitioners

And

1. The State Election Commissioner,
   Andhra Pradesh, Budha Bhavan,
   Hyderabad.
2. The Additional District Election Authority,
   (The District Panchayat Officer) D.P.O.,
   Warangal District, Hanamkonda.
3. The Deputy Election Authority,
   (Revenue Divisional Officer), R.D.O.,
   Mahabubabad, Warangal District.
4. The Election Officer/Returning Officer,
   Sri Ramagiri village, Nellikuduru
   Mandal, Warangal District.
5. Smt.Gugulothu Shanthi,
   w/o.Surya, aged about 39 years,
   occ: Housewife, R/o.Panthulu Thanda,
   Sri Ramagiri village,
   Nellikuduru Mandal, Warangal District. ..
   Respondents

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ORDER:

Heard the Counsel.

The Writ Petition is filed for a Writ of Mandamus declaring the election held on 2-8-2006 for the post of Sarpanch, G.P. Sri Ramagiri village, Nellikuduru Mandal, Warangal District as illegal, null and void and consequently to hold re-election for the post of Sarpanch of Sri Ramagiri village by deleting 39 votes from the voters list of Sri Ramagiri village of Nellikuduru Mandal, Warangal District and to pass such other suitable orders.

The main grievance ventilated by the petitioner is double casting of votes. Several factual details no doubt had been narrated in the affidavit filed in support of the Writ Petition.

It is needless to say that predominantly it is a question of fact to be gone into by the appropriate Election

Tribunal. Liberty is given to the petitioner to approach the appropriate Election Tribunal by way of Election Petition, if the petitioner is so advised. The Writ Petition is accordingly disposed of. No costs.

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Justice P.S. Narayana

Date : 22-8-2006

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